

FORD N. FUCHIGAMI DIRECTOR

Deputy Director
JADE T. BUTAY
ROSS M. HIGASHI
EDWIN H. SNIFFEN
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IN REPLY REFER TO:

Board of Land and Natural Resources State of Hawai'i Honolulu, Hawai'i

CONSENT TO ASSIGNMENT OF STATE LEASE NO. DOT-A-05-0026 FROM DORVIN D. LEIS CO., INC. TO AIR SERVICE HAWAII, INC. HONOLULU INTERNATIONAL AIRPORT TAX MAP KEY: (1) 1-1-76: 13 and (1) 1-1-76: PORTION OF 28

OAH'U

REQUEST:

Consent to Assignment of State Lease No. DOT-A-05-0026 dated November 16, 2006 (Lease) from Dorvin D. Leis Co., Inc. as Lessee/Assignor, to Air Service Hawaii, Inc. as Assignee at Honolulu International Airport.

LEGAL REFERENCE:

Subsection 171-36(a) (5), Hawai'i Revised Statutes, as amended.

APPLICANTS:

<u>LESSEE/ASSIGNOR</u>: Dorvin D. Leis Co., Inc. (DDL), a Hawai'i corporation, whose mailing address is 202 Lalo Street, Kahului, Hawai'i 96732.

<u>ASSIGNEE</u>: Air Service Hawaii, Inc. (ASH), a Hawaiii corporation, whose mailing address is 95 Nakolo Place, Honolulu, Hawaii 96819.

LEASE AREA:

Area/Space No. 001-112, containing a land area of approximately 29,912 square feet; and Area/Space No. 011-120B, containing a land area of approximately 2,386 square feet, as shown and delineated on the attached Exhibits B and B-1.

LOCATION AND TAX MAP KEY:

Portion of Honolulu International Airport, Island of Oah'u, State of Hawai'i, identified by Tax Map Key: 1st Division, 1-1-76: 13 and 1-1-76: Portion of 28

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ZONING:

State Land Use District:

Urban District

City and County of Honolulu:

I-2 (Industrial)

LAND TITLE STATUS:

Section 5(b) lands of the Hawai'i Admissions Act: <u>Ceded</u>.

DHHL 30% entitlement lands pursuant to the Hawai'i State Constitution: NO

CURRENT USE STATUS:

Land presently encumbered by Governor's Executive Order No. 3201, setting aside portion of Honolulu International Airport under the control and management of the Department of Transportation, Airports Division, State of Hawai'i, for Airport Purposes.

CHARACTER OF USE:

Hangar Facility

TERM OF LEASE:

Thirty (30) years: December 1, 2006 through November 30, 2036.

CONSIDERATION:

Two Million, Four Hundred Thousand and No/100 Dollars (\$2,400,000.00)

RECOMMENDED PREMIUM:

To be determined.

DCCA VERIFICATION:

LESSEE / ASSIGNOR:		
Place of business registration confirmed:	YES X	NO
Registered business name confirmed:	YES X	NO
Good standing confirmed:	YES X	NO
ASSIGNEE:		
Place of business registration confirmed:	YES X	NO
Registered business name confirmed:	YES X	NO
Good standing confirmed:	YES X	NO

BLNR – CONSENT TO ASSIGNMENT, STATE LEASE NO. DOT-A-05-0026 DORVIN D. LEIS CO., INC. AND AIR SERVICE HAWAII, INC. Page 3

CHAPTER 343, HRS - ENVIRONMENTAL ASSESSMENT:

Pursuant to Section 11-200-8(a), Environmental Impact Statement Rules of the Department of Health, State of Hawai'i, this disposition is exempt from requirements regarding preparation of an environmental assessment, negative declaration, or environmental impact statement as required by Chapter 343, Hawai'i Revised Statutes, as amended, relating to Environmental Impact Statements, because the proposed action falls within Exemption Class #1, Comprehensive Exemption List for the State of Hawai'i, Department of Transportation, dated November 15, 2000, as approved by the Environmental Quality Council. Exemption Class #1 covers operations, repairs, or maintenance of existing structures, facilities, equipment, or topographical features involving negligible or no expansion or change of use beyond that previously existing.

REMARKS:

The State of Hawai'i, Department of Transportation, Airports Division has no objections to the Consent to Assignment of State Lease No. DOT-A-05-0026 from DDL to ASH.

RECOMMENDATION:

That the Board authorize the Department of Transportation to approve the Assignment of Lease No. DOT-A-05-0026 as herein outlined, subject to: 1) terms and conditions herein outlined, which are by reference incorporated herein; and (2) such additional terms and conditions as may be prescribed by the Director of Transportation to best serve the interest of the State.

Respectfully submitted,

FORD N. FUCHIGAMI Director of Transportation

APPROVED FOR SUBMITTAL:

Chairperson and Member



